

DECLARATION

As a below named inventor, I hereby declare that:

Copy of Declaration from Parent Application 09/659,619, filed 9/11/00

To be used in Divisional Application filed herewith

My residence, post office address and citizenship are stated below next to my name;

that I verily believe that I am the original, first and sole inventor of the invention entitled **RAIL MOUNTED TRAVERSING TRANSPORT** described and claimed in the specification filed herewith;

that I have reviewed and understand the contents of the specification, including the claims;

that I do not know and do not believe the same was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof for more than one year prior to the filing of the application filed herewith; I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56;

that the same was not in public use or on sale in the United States of America more than one year prior to the filing of the application filed herewith;

that the invention has not been patented or made the subject of an inventor's certificate issued before the date of filing of the application filed herewith in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to the application filed herewith;

that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application, and that I believe such information is included in the above identified application; and

that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to the date of filing of the above identified application by me or my legal representatives or assigns.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

[This page is followed by a page entitled "Power of Attorney"]

POWER OF ATTORNEY:

As a named inventor, I hereby consent to the appointment of the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

**All Registered Patent Practitioners whose Registration Numbers are
associated with Customer Number 23378**

My giving of such consent shall not be construed as an indication that such consent is necessary.

Send Correspondence to:

**The Correspondence Address associated
with Customer Number 23378,
to the specific ATTENTION of
Nathan W. Johnson, Reg. No. 44,173**

Direct Telephone Calls To:

**Nathan W. Johnson,
Reg. No. 44,173
205-521-8369**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First and Sole Inventor: Marcus C. Minges Citizenship: USA

Residence: 1444 Blenheime Place, Birmingham, Alabama 35213

Post Office Address: Same

MLM

Inventor's Signature

7/12/00

Date

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Incline Access, LLC by assignment from Marcus Minges
 Application No./Patent No. Filed Herewith Filed/Issue Date: Filed Herewith (Nov. 10, 2003)
 Entitled: Rail Mounted Traversing Transport
Incline Access, LLC a Alabama Limited Liability Company

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest.
 The extent (by percentage) of its ownership interest is _____ %
 in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 12047, Frame 0044, or for which a copy thereof is attached. The assignment as previously recorded at such reel/frame is for the parent OR to the divisional application filed herewith, and relates to all divisionals

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08.]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

November 10, 2003

Date

205-521-8369

Telephone number

Nathan W. Johnson

Typed or printed name

Signature

Attorney for Incline Access (power enclosed

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Aug 8 2001 17:30 P.02

COPY OF POWER OF
ATTORNEY FROM PARENT APP.
NO. 09/659,619POWER OF ATTORNEY

I, James L. Hinton, Jr., am a Member of Incline Access, LLC, which is by assignment the owner of the entire right, title, and interest in and to the invention described and claimed in the following application for patent:

Application Serial Number 09/659,619, filed September 11, 2000,
said application bearing the title at filing as follows: RAIL
MOUNTED TRAVERSING TRANSPORT.

The assignment to Incline Access, LLC was duly filed for record in the Patent and Trademark Office on August 3, 2001, a copy of which papers as filed are attached hereto for the convenience of the Office. In my capacity as Member, and by agreement of the other members of Incline Access, LLC, I have the authority to instruct legal action and to bind the company with respect to legal matters of all types involving patent applications, and am duly authorized to speak on behalf of the company with respect to all such matters. On behalf of Incline Access, LLC, I hereby retain and appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

All Registered Patent Practitioners whose
Registration Numbers are associated with
Customer Number 23378

Send Correspondence to:

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with Customer Number 23378,

Nathan W. Johnson
Reg. No. 44,173

to the specific ATTENTION of

205-521-8369

Nathan W. Johnson, Reg. No. 44,173

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Assignee: Incline Access, LLC Citizenship: Alabama, USA

Principal Place of Business: 4601 Stillman Blvd, Tuscaloosa, Alabama 35401

Post Office Address: Same

James L. Hinton, Jr.
Member with Legal Authority

8/8/01
Date